

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA

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| Federal Trade Commission, |) | Case No.MC16-00002-PHX-SRB |
| |) | |
| Petitioner, |) | |
| |) | ORDER GOVERNING |
| v. |) | COMPLIANCE WITH CIVIL |
| |) | INVESTIGATIVE DEMANDS |
| Apollo Education Group, Inc., |) | ISSUED IN FURTHERANCE OF A |
| |) | LAW ENFORCEMENT |
| and |) | INVESTIGATION |
| |) | |
| The University Of Phoenix, Inc., |) | |
| |) | |
| Respondents. |) | |
| |) | |
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Upon consideration of the Federal Trade Commission's Unopposed Petition for an Order Governing Compliance with Civil Investigative Demands Issued in Furtherance of a Law Enforcement Investigation, the supporting declaration from Thomas J. Widor, and memorandum of law, this Court finds that the civil investigative demands (CIDs) to Apollo Education Group, Inc. and the University of Phoenix, Inc. within the lawful authority granted to the Commission by Congress, were issued in accordance with procedural requirements, and seek evidence that is relevant and material to the investigation. The Court further finds that the CIDs at issue constitute "subpoena[s] issued for law enforcement purpose" and that good cause

warrants an order requiring the Companies ~~to comply~~ with the CIDs without providing notice prior to disclosure pursuant to 20 ~~U.S.C.~~ §§ 1232g(b)(1)(J)(ii) and 1232g(b)(2)(B).

IT IS HEREBY ORDERED that Respondents Apollo Education Group, Inc. and the University of Phoenix, Inc. shall comply ~~with~~ the Commission's CIDs by producing responsive "education records," as that term is defined ~~by~~ U.S.C. § 1232g(a)(4), subject to any remaining defenses and privileges;

IT IS FURTHER ORDERED THAT such production shall commence within fourteen (14) days from the date of this ~~Order~~ and be completed within sixty (60) days of the date of this Order, or at such later time(s) as may ~~be agreed~~ upon by the parties, subject to any remaining defenses and privileges; and

IT IS FURTHER ORDERED that Apollo Education Group, Inc., University of Phoenix, Inc., and any of their officers, directors, employees, agents, or attorneys shall comply with the Commission's CIDs ~~without~~ disclosing to any person the contents of the civil investigative demands or any education records ~~disclosed~~ in response ~~to~~ the civil investigative demands.

Dated this 14th day of January, 2016.


Susan R. Bolton
United States District Court